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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/091,308	
	Filing Date	March 5, 2002	
	First Named Inventor	VLADIMIR PRERAD	
	Art Unit	1745	
	Examiner Name	Gregg Cantelmo	
Total Number of Pages in This Submission	2	Attorney Docket Number	288476-00001

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Richard V. Westerhoff, Reg. No. 24,454
Signature	
Date	May 5, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

288476-00001

1745

Pre Application of

VLADIMIR PRERAD

Filed: March 5, 2002

Serial No.: 10/091,308

Entitled:

HYDROGEN BASED ENERGY STORAGE  
APPARATUS AND METHOD

)  
)  
) Docket No. 288476-00001  
)  
) Group Art: 1745  
)  
) Examiner: Gregg Cantelmo  
)  
) Confirmation No.: 8106  
)  
)  
)

600 Grant Street, 44th Floor  
Pittsburgh, PA 15219  
May 5, 2004

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**RESPONSE TO OFFICE ACTION**

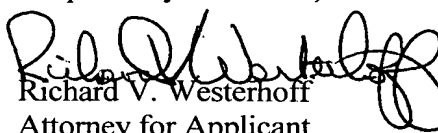
Dear Sir:

This is a response to the Office Action mailed on April 22, 2004, in which the elected claims, 1-11, were rejected under 35 USC § 112, second paragraph, as being indefinite or failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. More particularly, it was stated in the Office Action that the gas storage system and the hydrogen-to-electricity converter must be connected for the apparatus to meet the functional limitations defined in the claims.

In a telephone interview between Examiner Cantelmo and the undersigned, on May 4, 2004, this rejection was discussed and it was agreed that the use of the term "connectable" in Claim 1 did not render it indefinite, and therefore, the rejection of Claims 1-11 under 35 USC § 112, second paragraph was withdrawn.

As Claims 1-11 were found to the allowable in the Office Action, except for the rejection under 35 USC § 112, second paragraph, which is now withdrawn, the Claims 1-11 are allowable as originally presented.

Respectfully submitted,

  
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412.566.6090